



Nevada Board for the Regulation of Liquefied Petroleum Gas

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NOTICE OF PUBLIC MEETING OF: THE BOARD FOR THE REGULATION OF LIQUEFIED PETROLEUM GAS

DATE: FRIDAY, NOVEMBER 17, 2006
TIME: 9:00 A.M.
LOCATION: THE BOARD OFFICE (BOARD ROOM)
106 EAST ADAMS STREET
ROOM 215
CARSON CITY, NV 89706

- 1) Call to order
- 2) Self introduction. (Members, staff and guests, including persons on the phone)
- 3) ***Discussion and possible action** on the approval of the agenda.
- 4) ***Discussion and possible action** on the approval/disapproval/changes of the minutes of the October 20, 2006 Board meeting.
- 5) ***CONSENT AGENDA ITEMS:** The following license applications will be presented to the Board for consideration and approval as a consent item. Any Board member or member of the public may request that an application be removed from the consent agenda and discussed and voted on individually.

A) **Class 1 licenses** – *There are none.*

B) **Class 2 Licenses**

No.	Class	Name	Supplier	Location
1	2B	Nevada CVS Pharmacy, L.L.C. dba: CVS/Pharmacy #8801	AmeriGas –Spring Creek	550 W. Idaho St. Elko, NV 89801
2	2B	Nevada CVS Pharmacy, L.L.C. dba: CVS/Pharmacy #8778	AmeriGas – Las Vegas	3485 E. Owens Ave. Las Vegas, NV 89030
3	2B	Nevada CVS Pharmacy, L.L.C. dba: CVS/Pharmacy #8780	AmeriGas – Las Vegas	10400 W. Charleston Blvd Las Vegas, NV 89135
4	2B	Nevada CVS Pharmacy, L.L.C. dba: CVS/Pharmacy #8794	AmeriGas – Las Vegas	1600 N. Buffalo Dr. Las Vegas, NV 89128
5	2B	Nevada CVS Pharmacy, L.L.C. dba: CVS/Pharmacy #8814	AmeriGas – Las Vegas	2525 S. Buffalo Dr. Las Vegas, NV 89117
6	2B	Nevada CVS Pharmacy, L.L.C. dba: CVS/Pharmacy #8815	AmeriGas – Las Vegas	9350 W. Lake Mead Blvd. Las Vegas, NV 89135
7	2B	Nevada CVS Pharmacy, L.L.C. dba: CVS/Pharmacy #8827	AmeriGas – Las Vegas	6100 W. Spring Mountain Rd Las Vegas, NV 89146
8	2B	Nevada CVS Pharmacy, L.L.C. dba: CVS/Pharmacy #8808	AmeriGas – Las Vegas	2011 E. Lake Mead Blvd. North Las Vegas, NV 89030
9	2B	Nevada CVS Pharmacy, L.L.C. dba: CVS/Pharmacy #8789	AmeriGas – Pahrump	100 S. Hwy 160 Pahrump, NV 89048

10	2B	Nevada CVS Pharmacy, L.L.C. dba: CVS/Pharmacy #8793	AmeriGas – Sparks	285 E. Plumb Ln. Reno, NV 89502
11	2B	Wal-Mart Stores, Inc. Wal-Mart Supercenter #3350	AmeriGas – Las Vegas	5198 Boulder Hwy. Las Vegas, NV 89122
12	2B	Rebel Oil Company, Incorporated ¹ Rebel Oil Co. #2137	White Rose Propane	2810 N. Rancho Rd. North Las Vegas, NV 89130
13	2B	Rebel Oil Company, Incorporated ¹ Rebel Oil Co. #2138	White Rose Propane	4240 E. Craig Rd. Las Vegas, NV 89030
14	2B	Lucky, Inc. ² Albertsons #6059	AmeriGas – Las Vegas	5500 Boulder Hwy. Las Vegas, NV 89122
15	2B	Wal-Mart Stores, Inc. ² Wal-Mart Supercenter #3351	AmeriGas – Las Vegas	6464 N. Decature Blvd. North Las Vegas, NV 89084
¹ Ownership or name change, ² Modification of existing installation, ³ Contingency review, * Tabled last meeting				

C) **Class 3 Licenses**

No.	Class	Name	Supplier	Location
1	3A	Plumbing and More, Inc.	N/A	2530 Sunline Dr. Reno, NV 89523
2	3A	O'Rourke Plumbing, Inc.	N/A	1716 S. Highland Ave. Las Vegas, NV 89102
¹ Ownership or name change, ² Modification of existing installation, ³ Contingency review, * Tabled last meeting				

D) **Class 4 Licenses**

No.	Class	Name	Supplier	Location
1	4	Madone, Inc. dba: Stagecoach Depot	Haycock Petroleum	2300 E. Glendale Blvd. Glendale, NV 89025
¹ Ownership or name change, ² Modification of existing installation, ³ Contingency review, * Tabled last meeting				

E) **Class 5 Licenses – There are none.**

- 6) ***CONSENT AGENDA ITEMS: The following qualified person applications will be presented to the Board for consideration and approval as a consent item. Any Board member or member of the public may request that an application be removed from the consent agenda and discussed and voted on individually.**

No.	Class	Licensee	Location	Qualified Person Name
1	1A	Suburban Propane ^{2*}	1700 E. Aultman St. Ely, NV 89301	Blake Hayward
2	1A	Suburban Propane ^{2*}	Hwy 278 1 st place on right Eureka, NV 89316	Blake Hayward
3	1A	AmeriGas Propane ^{2*}	150 Landmark Ln Spring Creek, NV 89815	Reeta Frieze
4	1A	AmeriGas Propane ^{2*}	1365 W. 6 th South Mountain Home, ID 83647	Rodney Hall
5	1A	AmeriGas Propane ^{2*}	5871 A Reno Hwy Fallon, NV 89406	Scott Tarbel
6	1B	Heritage Operating LP ^{2*}	11000 Reno Hwy. Hazen, NV 89408	Shayne Colletti
7	3C	Meeder Construction & Engineering*	12323 6 th St. Rancho Cucamonga, CA 91739	Michael White
8	3A	Lattin Heating, LLC ^{1*}	445 N St. Hawthorne, NV 89415	Brian Lattin
9	3B	Vernon E. Dutra ^{2*} dba: D & S RV Appliance	1525 E. Newlands Dr. Fernley, NV 89408	Vernon E. Dutra

10	3C	Teeco Products, Inc. ²	7471 Reese Rd. Sacramento, CA 95828	Paul H. Connelly
11	3B	Mountain Family RV	16300 S. Virginia St. Reno, NV 89511	Leonard Hendricks
12	3A	Plumbing and More, Inc.	2530 Sunline Dr. Reno, NV 89523	Warren Squire
13	3A	O'Rourke Plumbing, Inc.	1716 S. Highland Ave. Las Vegas, NV 89102	Timothy P. O'Rourke
14	1A	Western States Propane ²	4105 W. Winnemucca Blvd. Winnemucca, NV 89445	Tress Wilson
15	1B	AmeriGas Propane ²	47 Hackney Coleville, CA 96107	Richard H. Wight
¹ Submitted with new license application, ² Existing Qualified Person, * Tabled last meeting				

- 7) Public comments.
- 8) Industry report and comments.
- 9) Reports and/or comments from Board members.
- 10) Deputy Attorney General's report.
- 11) Chief Inspector's Report. (General report on office, training, testing, investigations, vehicles, etc.)
- 12) ***Discussion and possible action** on the review of the financial reports (profit and loss, budget, audit, etc.), the oversight committee report, the movement of funds between the Board's existing and/or new accounts and other items related to the Board's finances.
- 13) ***Discussion and possible action** on the Board staff's annual performance evaluations. Discussion and possible action in open session including but not limited to, promotion, retention, increase in pay, reduction in pay, suspension, demotion or termination of the Chief Inspector and Field Inspector.

Pursuant to NRS 241.030, the Board may move to close the meeting to consider the character, allegations of misconduct if any and professional competence of the Chief Inspector and Field Inspector. Closed session will be discussion only; no action will be taken in closed session.

- Closed session may include discussion of the character, alleged misconduct if any, professional competence, promotion, retention, increase in pay, reduction in pay, suspension, demotion or termination of the Chief Inspector and Field Inspector.
- The persons who may be discussed in closed session are entitled to:
 - (a) Attend the closed meeting or that portion of the closed meeting during which their character, alleged misconduct if any, professional competence, promotion, retention, increase in pay, reduction in pay, suspension, demotion or termination is considered;
 - (b) Have an attorney or other representative of his choosing present with him during the closed meeting; and
 - (c) Present written evidence, provide testimony and present witnesses relating to his character, alleged misconduct if any, professional competence, promotion, retention, increase in pay, reduction in pay, suspension, demotion or termination to the Board during the closed meeting.

Pursuant to NRS 341.030(2), the Chief Inspector and Field Inspector may, at any time prior to during the meeting, waive the closure of the meeting and request that the meeting or relevant portion thereof be open to the public.

Pursuant to NRS 341.031 the Board may not close the meeting to consider the character, alleged misconduct if any, professional competence, promotion, retention, increase in pay, reduction in pay, suspension, demotion or termination of the Chief Inspector in his role as administrative officer for the Board.

- 14) ***Discussion and possible action** on one or more Board member and/or staff attending a Federation of Associations of Regulatory Boards (FARB) seminar in February.
- 15) ***Discussion and possible action** on the recommendations brought from the 11-16-2006 workshop in regards to the following:
 - A) Review current licensing classifications for specific types of businesses.

- B) Review of NFPA 58 requirements relating to the Fire Safety Analysis (FSA) with regards to completion by a third party.
- C) Review of NAC Qualified Persons (QP) requirements with regards to multiple licensees having a single QP and the requirement of the QP to reside within the licensees service area.
- D) Review of licensing requirements for existing unlicensed plumbers.

- 16) ***Discussion and possible action** on the Board's acceptance of alternate forms of financial responsibility to satisfy the insurance requirements set forth in NAC 590.270
- 17) ***Discussion and possible action** on changes to the "Request to Approve an Educational Course" form.
- 18) ***Discussion and possible action** on the Board's review of the incident involving Pro-Flame Gas and AmeriGas Propane's facilities located in North Las Vegas, NV on July 28-30, 2006.
- 19) ***Discussion and possible action** on the Board's review and possible approval or denial of the application for a variance of NAC 590.300 requested by United Pacific Energy, 2995 Skyline Blvd. Reno, NV 89509.
- 20) Review Consumer Complaints that staff and industry were unable to resolve.
- 21) ***Discussion of the following anonymous profiles of possible disciplinary action.** Board action will be limited to either dismissing the matter if the Board determines it has no jurisdiction over the subject or directing staff to pursue the matter further.
- 22) ***Discussion and possible action** on the progress of the amnesty period for penalties and fees for unlicensed LP-Gas operations who license within a prescribed time period and the types of LP-Gas operations that are required to be licensed.
- 23) ***Discussion and possible action** on the Board and the Nevada Division of Environmental Protection (Department of Conservation and Natural Resources) coordinating their respective authorities governing LP-Gas facilities.
- 24) ***Discussion and possible action** on the Board's review and possible acceptance of educational courses for the purpose of meeting the Continuing Education Unit (CEU) requirements set forth in NAC 590.100 to 590.687 and determine the number of CEU's that will be awarded for successful completion of the course.

No.	Hours	Course Description	Course Sponsor	Applicant
1	3.5	Smith Pump Class	Smith Pumps / Teeco Products	Ed Elder
2	3.5	Underground Tank Class	Mesa Cathodic Protection / Teeco Products	Ed Elder

- 25) ***Discussion and possible action** on general changes to NAC 590.100 to 590.687, inclusive. Action will be limited to forming only the concept of a proposed change and to directing staff to prepare specific language for consideration by the Board at a future meeting.
- 26) ***Discussion and possible action** on general changes to NRS 590.465 to 590.645, inclusive. Action will be limited to forming only the concept of a proposed change and to directing staff to prepare specific language for consideration by the Board at a future meeting.
- 27) ***Discussion and possible action** on general changes to the Policy & Procedure Manual. Action will be limited to forming only the concept of a proposed change and to directing staff to prepare specific language for consideration by the Board at a future meeting.
- 28) Chairman's request for items to be included on the next agenda.
- 29) ***Discussion and possible action** on the approval of Board members' compensation, per diem and travel expenses.
- 30) ***Adjourn.**

*** Denotes items on which action may occur.**

NOTICES POSTED AT THE FOLLOWING LOCATIONS

Nevada Board for the Regulation of Liquefied Petroleum Gas office - Carson City, Nevada Board for the Regulation of Liquefied Petroleum Gas web site – www.lpg.nv.gov

, the Carson City Library, Carson City - Churchill County Library, Fallon - Las Vegas Library, Las Vegas - Douglas County Library, Minden, - Elko County Library, Elko - Goldfield Public Library, Goldfield - Eureka Branch Library, Eureka - Humboldt County Library, Winnemucca - Lincoln County Library, Pioche - Lyon County Library, Yerington, - Mineral County Library, Hawthorne- Tonopah Public Library, Tonopah - Pershing County Library, Lovelock - Storey County Library, Virginia City - Washoe County Library, Reno - White Pine County Library, Ely - Battle Mountain Branch Library, Battle Mountain

Please Note:

1. Items may be taken out of order to accomplish business in the most efficient manner, however contested hearings under NRS 233B will occur at the time scheduled.
2. Under the Public Comments agenda item, members of the general public may bring matters not appearing on the agenda to the attention of the Board. The Board may discuss the matters, but may not act on the matters at this meeting. If the Board desires, the matters may be placed on a future agenda for action. **Public comments will be limited to 5 minutes per person at the discretion of the Chairman.**
3. Members of the public who are disabled and require special accommodations or assistance at the meeting are requested to notify the LP-Gas Board office in writing at P.O. Box 338, Carson City, Nevada 89702, or by calling (775) 687-4890. Please notify as soon as possible to allow time to secure any necessary equipment or provisions prior to the meeting.
4. Applicants are recommended to be in attendance at the meeting or available on the telephone to answer questions while the Board members are considering their application for approval. All companies involved with mediation hearings MUST have a representative available at the hearing!
5. Persons wishing to place items on an upcoming agenda should contact the office at least 11 working days before the meeting at (775) 687-4890.
6. Meetings are currently held the third Friday of every month, except in December and at special (called) meetings or workshops. Meeting dates & times are subject to change.
7. Persons/facilities desiring copies of the Board's agenda must submit their request in writing to the Board office every six months.